

that this legislation would only restore a culture of violence that the ban has significantly reduced.

Mr. Speaker, if H.R. 3193 is passed we will once again ignore the millions of Americans who have pleaded with the administration and this body to extend the ban in the District of Columbia and the national assault weapons ban, contained in H.R. 2038. We cannot fail the residents of the District like we failed the millions of Americans when we allowed the assault weapons ban to expire just weeks ago.

Mr. Speaker, we must listen to the residents of this District, citizens who do not have voting representation in Congress. I urge my colleagues to vote against repealing the DC gun ban—vote against H.R. 3193.

Mr. STUPAK. Mr. Speaker, I wanted to take a moment to discuss today's floor vote on H.R. 3193, to repeal the DC gun ban. I voted in favor of this bill. However, I am concerned with how this legislation came to the floor—without a hearing and without the opportunity to offer amendments. In addition, I am a strong supporter of local rule and this legislation, although I agree with the principle, blocks the local District of Columbia government from having any authority over the matter. Again, I support the legislation in general, I just don't believe appropriate procedure was followed on such a controversial issue.

Mr. SOUDER. Mr. Speaker, I yield back the balance of my time.

The SPEAKER pro tempore (Mr. FOSSELLA). All time for debate has expired.

Pursuant to House Resolution 803, the previous question is ordered on the bill, as amended.

The question is on engrossment and third reading of the bill.

The bill was ordered to be engrossed and read a third time, and was read the third time.

The SPEAKER pro tempore. The question is on the passage of the bill.

The question was taken; and the Speaker pro tempore announced that the ayes appeared to have it.

Mr. SOUDER. Mr. Speaker, I demand a recorded vote.

A recorded vote was ordered.

The SPEAKER pro tempore. Pursuant to clause 8 of rule XX, further proceedings on this question will be postponed.

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore. Pursuant to clause 8 of rule XX, proceedings will now resume on questions postponed earlier today.

Votes will be taken in the following order: motion to instruct on H.R. 4520, de novo; passage of H.R. 3193, recorded vote.

The Chair will reduce to 5 minutes the time for the second electronic vote.

MOTION TO INSTRUCT CONFEREES ON H.R. 4520, AMERICAN JOBS CREATION ACT OF 2004

The SPEAKER pro tempore. The pending business is the question de

novo of agreeing to the motion to instruct conferees on H.R. 4520 offered by the gentleman from Massachusetts (Mr. NEAL).

The Clerk will designate the motion.

The Clerk designated the motion.

The SPEAKER pro tempore. The question is on the motion to instruct offered by the gentleman from Massachusetts (Mr. NEAL).

The question was taken; and the Speaker pro tempore announced that the ayes appeared to have it.

RECORDED VOTE

Ms. NORTON. Mr. Speaker, I demand a recorded vote.

A recorded vote was ordered.

The vote was taken by electronic device, and there were—ayes 205, noes 215, not voting 12, as follows:

[Roll No. 476]

AYES—205

Abercrombie	Grijalva	Neal (MA)
Ackerman	Gutierrez	Oberstar
Allen	Harman	Obey
Andrews	Herseth	Olver
Baca	Hill	Ortiz
Baird	Hinchey	Owens
Baldwin	Hinojosa	Pallone
Becerra	Holden	Pascrell
Bell	Holt	Pastor
Berkley	Honda	Payne
Berman	Hooley (OR)	Pelosi
Berry	Hoyer	Peterson (MN)
Bishop (GA)	Inslee	Pomeroy
Bishop (NY)	Israel	Price (NC)
Blumenauer	Jackson (IL)	Rahall
Boswell	Jackson-Lee	Rangel
Boucher	(TX)	Reyes
Boyd	Jefferson	Rodriguez
Bradley (NH)	John	Ross
Brady (PA)	Johnson, E. B.	Rothman
Brown (OH)	Jones (OH)	Roybal-Allard
Brown, Corrine	Kanjorski	Ruppersberger
Butterfield	Kaptur	Rush
Capito	Kennedy (RI)	Ryan (OH)
Capps	Kildee	Sabo
Capuano	Kilpatrick	Sánchez, Linda
Cardin	Kind	T.
Cardoza	Kleczka	Sanchez, Loretta
Carson (IN)	Kucinich	Sanders
Carson (OK)	Lampson	Sandlin
Case	Langevin	Schakowsky
Chandler	Lantos	Schiff
Clay	Larsen (WA)	Scott (VA)
Clyburn	Larson (CT)	Serrano
Conyers	Leach	Sherman
Cooper	Lee	Skelton
Costello	Levin	Slaughter
Cramer	Lewis (GA)	Smith (WA)
Crowley	Lipinski	Snyder
Cummings	Lofgren	Solis
Davis (AL)	Lowey	Spratt
Davis (CA)	Lucas (KY)	Stark
Davis (FL)	Lynch	Stenholm
Davis (IL)	Majette	Strickland
Davis (TN)	Maloney	Stupak
DeFazio	Markey	Tanner
DeGette	Marshall	Tauscher
Delahunt	Matheson	Taylor (MS)
DeLauro	Matsui	Thompson (CA)
Deutsch	McCarthy (MO)	Thompson (MS)
Dicks	McCarthy (NY)	Tierney
Dingell	McCollum	Towns
Doggett	McDermott	Turner (TX)
Dooley (CA)	McGovern	Udall (CO)
Doyle	McIntyre	Udall (NM)
Edwards	McNulty	Van Hollen
Emanuel	Meehan	Velázquez
Engel	Meeks (NY)	Visclosky
Eshoo	Menendez	Waters
Etheridge	Michaud	Watson
Evans	Millender-	Watt
Farr	McDonald	Waxman
Fattah	Miller (NC)	Weiner
Filner	Miller, George	Wexler
Ford	Mollohan	Wilson (NM)
Frank (MA)	Moore	Woolsey
Frost	Moran (VA)	Wu
Gonzalez	Murtha	Wynn
Gordon	Nadler	
Green (TX)	Napolitano	

Aderholt	Gillmor	Ose
Akin	Gingrey	Otter
Alexander	Goode	Oxley
Bachus	Goodlatte	Paul
Baker	Granger	Pearce
Ballenger	Graves	Pence
Barrett (SC)	Green (WI)	Peterson (PA)
Bartlett (MD)	Greenwood	Petri
Barton (TX)	Gutknecht	Pickering
Bass	Hall	Pitts
Beauprez	Harris	Platts
Biggart	Hart	Pombo
Bilirakis	Hastings (WA)	Porter
Bishop (UT)	Hayes	Portman
Blackburn	Hayworth	Pryce (OH)
Boehner	Hefley	Quinn
Bonner	Hensarling	Radanovich
Bono	Herger	Ramstad
Boozman	Hobson	Regula
Brady (TX)	Hoekstra	Rehberg
Brown (SC)	Hostettler	Renzi
Brown-Waite,	Houghton	Reynolds
Ginny	Hulshof	Rogers (AL)
Burgess	Hunter	Rogers (KY)
Burns	Hyde	Rogers (MI)
Burr	Isakson	Rohrabacher
Burton (IN)	Issa	Ros-Lehtinen
Buyer	Istook	Royce
Calvert	Jenkins	Ryan (WI)
Camp	Johnson (CT)	Ryan (KS)
Cantor	Johnson (IL)	Saxton
Carter	Johnson, Sam	Schrock
Castle	Jones (NC)	Scott (GA)
Chabot	Keller	Sensenbrenner
Chocola	Kelly	Sessions
Coble	Kennedy (MN)	Shadegg
Cole	King (IA)	Shaw
Collins	King (NY)	Shays
Cox	Kingston	Sherwood
Crane	Kirk	Shimkus
Crenshaw	Kline	Shuster
Cubin	Knollenberg	Simmons
Culberson	Kolbe	Simpson
Cunningham	LaHood	Smith (MI)
Davis, Jo Ann	Latham	Smith (NJ)
Davis, Tom	LaTourette	Smith (TX)
Deal (GA)	Lewis (CA)	Souder
DeLay	Lewis (KY)	Stearns
DeMint	Linder	Sullivan
Diaz-Balart, L.	LoBiondo	Sweeney
Diaz-Balart, M.	Lucas (OK)	Tancred
Doolittle	Manzullo	Taylor (NC)
Dreier	McCotter	Terry
Duncan	McCrery	Thomas
Dunn	McHugh	Thornberry
Ehlers	McInnis	Tiahrt
Emerson	McKeon	Tiberi
English	Mica	Toomey
Everett	Miller (FL)	Turner (OH)
Feeney	Miller (MI)	Upton
Ferguson	Miller, Gary	Vitter
Flake	Moran (KS)	Walden (OR)
Foley	Murphy	Walsh
Forbes	Musgrave	Wamp
Fossella	Myrick	Weldon (PA)
Franks (AZ)	Neugebauer	Weller
Frelinghuysen	Ney	Whitfield
Gallegly	Northup	Wicker
Garrett (NJ)	Norwood	Wilson (SC)
Gerlach	Nunes	Wolf
Gibbons	Nussle	Young (AK)
Gilchrest	Osborne	Young (FL)

NOT VOTING—12

Blunt	Gephardt	Nethercutt
Boehrlert	Hastings (FL)	Putnam
Bonilla	Hoefel	Tauzin
Cannon	Meek (FL)	Weldon (FL)

□ 14311

Mr. SIMPSON, Mr. BURGESS, Mrs. CUBIN and Mr. UPTON changed their vote from "aye" to "no."

So the motion to instruct was rejected.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.